

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

MARYLYNN GENAW,  
*as personal representative of the  
Estate of Harold Genaw,*

Plaintiff,

Case No. 2:18-cv-11931  
District Judge Sean F. Cox  
Magistrate Judge Anthony P. Patti

v.

GARAGE EQUIPMENT  
SUPPLY, INC. and DANNMAR  
EQUIPMENT, INC.,

Defendants,

v.

DR. WERNER U. SPITZ,

Respondent.

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**ORDER GRANTING DEFENDANT GARAGE EQUIPMENT SUPPLY,  
INC.'S MOTION FOR ORDER TO SHOW CAUSE (ECF No. 53) AND  
REQUIRING RESPONDENT TO SHOW CAUSE WHY HE SHOULD NOT  
BE HELD IN CONTEMPT**

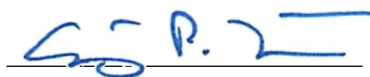
Before the Court for consideration is Defendant Garage Equipment Supply, Inc.'s motion for an order to show cause. (ECF No. 53.) Specifically, Defendant Garage Equipment Supply, Inc. (GES) seeks an order requiring Respondent Dr. Werner U. Spitz to: (1) appear before this Court and explain why he should not be held in contempt of court for failure to comply with the subject subpoena (*see* ECF

No. 53-5); and, (2) simultaneously provide a full and complete set of records requested in Defendant GES's Subpoena. (ECF No. 53, PageID.517.) It is not clear whether Defendant GES served a copy of the motion upon Respondent. (*Id.*, PageID.521.) On November 29, 2021, Judge Cox referred the motion to me for a hearing and determination. (ECF No. 54.)

Upon consideration, the Court **GRANTS** Defendant GES's request for an order to show cause and **ORDERS** Dr. Spitz to appear in person on **Monday, December 20, 2021 at 10 a.m.** to **SHOW CAUSE** why he should not be held in contempt of court for failure to comply with the subpoena issued on October 11, 2021 (*see* ECF No. 53-5). Defendant GES **SHALL: (1)** serve copies of its motion and this order upon Respondent via the U.S. Postal Service, using Certified Mail and Signature Confirmation as well as one other form of overnight commercial courier; and, **(2)** certify such to the Court in writing by **Monday, December 13, 2021. Respondent's failure to comply with this order may result in sanctions and/or a finding of contempt.** Defendant GES **SHALL** inform the Court right away if the subpoenaed records have been produced, in which case the hearing will be cancelled.

**IT IS SO ORDERED.**

Dated: December 7, 2021



Anthony P. Patti  
UNITED STATES MAGISTRATE JUDGE